

Jeff D. Friedman (173886)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
jefff@hbsslaw.com

Steve W. Berman (*Pro Hac Vice* Application to be filed)  
Mark S. Carlson (*Pro Hac Vice* Application to be filed)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1918 Eighth Avenue, Suite 3300  
Seattle, WA 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
steve@hbsslaw.com  
markc@hbsslaw.com

Attorneys for Plaintiff  
Thought, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

THOUGHT, INC., a California corporation,	)	Civil Action No. C12-5601 WHO
	)	
Plaintiff,	)	
	)	
v.	)	STIPULATION AND ORDER TO
	)	AMEND SCHEDULE FOR CLAIM
ORACLE CORPORATION, a Delaware	)	CONSTRUCTION DISCLOSURES
corporation; ORACLE AMERICA, INC, a	)	
Delaware corporation; and ORACLE	)	NOTED FOR DECISION: November 8,
INTERNATIONAL CORPORATION, a	)	2013
California corporation	)	
	)	<b>DEMAND FOR JURY TRIAL</b>
Defendants.	)	
	)	

In view of the Court's order requiring Thought to reduce the number of asserted claims and Oracle to reduce its asserted prior art references (*Dkt.* 50), the undersigned parties agree that it would be appropriate to extend the deadlines for claim construction disclosures and related deadlines provided by this Court's scheduling order (*Dkt.* 40) and the Northern District of

1 California Patent Local Rules to take into account claim and prior art reductions. Accordingly, the  
2 undersigned parties jointly request that the Court adopt the following disclosure deadlines:

- 3
- 4 1. November 12, 2013: Exchange of proposed terms for construction. Patent L.R. 4-  
5 1(a).
- 6 2. November 15, 2013: Parties must meet and confer for the purpose of limiting the  
7 number of terms for construction. Patent L.R. 4-1(b).
- 8 3. November 22, 2013: Parties exchange proposed constructions, intrinsic evidence,  
9 and extrinsic evidence. Patent L.R. 4-2(a)-(b).
- 10 4. December 4, 2013: Parties meet and confer for the purposes of narrowing issues,  
11 identifying the ten most important terms, and preparing the  
12 joint claim construction statement. Patent L.R. 4-2(c).
- 13 5. December 11, 2013: Joint claim construction statement. Patent L.R. 4-3.
- 14 6. December 20, 2013: Close of claim construction discovery.
- 15 7. January 16, 2014: Plaintiff's opening claim construction brief. Patent L.R. 4-  
16 5(a).
- 17 8. February 13, 2014: Defendant's opening claim construction brief. Patent L.R. 4-  
18 5(b).
- 19 9. February 28, 2013: Plaintiff's reply claim construction brief. Patent L.R. 4-5(c).
- 20

21 Respectfully submitted this 8<sup>th</sup> day of November, 2013.  
22  
23  
24  
25  
26  
27  
28

HAGENS BERMAN SOBOL SHAPIRO LLP

By /s/ Steve W. Berman  
Steve W. Berman (*Pro Hac Vice*)

Jeff D. Friedman (173886)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
jefff@hbsslaw.com

Mark S. Carlson (*Pro Hac Vice*)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1918 Eighth Avenue, Suite 3300  
Seattle, WA 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
steve@hbsslaw.com  
markc@hbsslaw.com

*Attorneys for Plaintiff  
Thought, Inc.*

KILPATRICK TOWNSEND & STOCKTON LLP

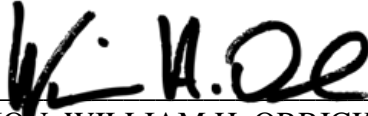
By /s/ Steven D. Moore  
Steven D. Moore

JAMES G. GILLILAND, JR.  
MEHRNAZ BOROUMAND SMITH  
STEVEN D. MOORE  
BENJAMIN M. KLEINMAN-GREEN  
Eighth Floor, Two Embarcadero Center  
San Francisco, CA 94111  
Telephone: 415 576 0200  
Facsimile: 415 576 0300  
smoore@kilpatricktownsend.com  
jgilliland@kilpatricktownsend.com  
mboroumand@kilpatricktownsend.com  
bkleinman-green@kilpatricktownsend.com

ROBERT J. ARTUZ  
1080 Marsh Road  
Menlo Park, CA 94025  
Telephone: 650 326 2400  
Facsimile: 650 326 2422  
rjartuz@kilpatricktownsend.com  
*Attorneys for Defendants*  
**ORACLE CORPORATION, ORACLE AMERICA,  
INC. and ORACLE INTERNATIONAL  
CORPORATION**

PURSUANT TO THE STIPULATION, IT IS SO ORDERED

Dated: November 12, 2013

  
HON. WILLIAM H. ORRICK  
UNITED STATES DISTRICT JUDGE

**ATTESTATION OF CONCURRENCE**

Pursuant to Rule 5-1(i) of the Civil Local Rules for the Northern District of California, I, Steve W. Berman, attest that Steven D. Moore has concurred in the filing of this document, per email communications dated November 8, 2013.

DATED: November 8, 2013.

/s/ Steve W. Berman

Steve W. Berman (*Pro Hac Vice*)

**PROOF OF SERVICE**

I hereby certify that on November 8, 2013, foregoing document was electronically filed using the CM/ECF system which will send notification of such filing to the email addresses registered in the CM/ECF system, as denoted on the Electronic Mail Notice List. Any non-CM/ECF participants will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Steve W. Berman

Steve W. Berman